

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN**

**FCA US LLC,**

Plaintiff,

v.

Hon: Stephen J. Murphy III

Case No. 2:22-cv-10273

**AUSTIN MICHAEL ROBINSON**, as the  
Personal Representative of the  
**ESTATE OF KRISTINA COLANGELO**,  
The **ESTATE OF MICHAEL PIAZZA**,  
**KAITLYN PIAZZA**, **DARIN PIAZZA**, and  
**JOSHUA PIAZZA**,

Defendants.

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**DEFENDANT AUSTIN MICHAEL ROBINSON'S  
MOTION TO SCHEDULE HEARING TO PLACE SETTLEMENT ON THE RECORD**

Defendant, Austin Michael Robinson, as the Personal Representative of the Estate of Kristina Colangelo, by and through his attorney, James W. Murray (P48047), moves this Court to Schedule a Hearing to Place Settlement on the Record as follows:

1. Pending before this Court is an Interpleader action filed by Plaintiff FCA US LLC to determine the relative interests of Defendants, Estate of Kristina Colangelo, Estate of Michael J. Piazza, Kaitlyn Piazza, Darin Piazza, and Joshua Piazza in the 401K Account of Michael J. Piazza.
2. Defendant Estate of Kristina Colangelo previously filed a Wrongful Death action against the Defendant Michael J. Piazza f/k/a Estate of Michael J. Piazza in Wayne County Circuit Court No. 2021-006519-NO, which has been resolved with the entry of a Consent Order of Judgment entered on September 29, 2022, in favor of the Estate of Kristina Colangelo against Michael J. Piazza f/k/a Estate of Michael J. Piazza in the amount of \$6,001,130.14. A copy of the September 29, 2022, Consent Order of Judgment is attached as **Exhibit A**.

3. The Defendants, in this action, reached a settlement through facilitation by Andrew J. Black (P64606) of their competing claims for the disposition of Michael J. Piazza's 401K Savings Plan.

4. The Court previously entered, on September 6, 2022, a Stipulated Order to Extend Time to Respond to FCA US LLC's Motion for Declaratory Judgment. Defendant, Estate of Kristina Colangelo, respectfully requests this Court not to adjudicate the Motion for Declaratory Judgment to allow the Defendants an opportunity to place their settlement on the record before this Court.

5. Defendant, Estate of Kristina Colangelo, request a hearing to be conducted forthwith to allow the parties to place the terms of their settlement on the record.

Defendant Austin Michael Robinson, on behalf of the Estate of Kristina Colangelo, respectfully requests a hearing date to place the terms of the parties' settlement on the record.

Respectfully Submitted

**JAMES W. MURRAY, P.L.C.**

By: /s/ James W. Murray

**JAMES W. MURRAY (P48047)**

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*Attorney for Defendant Austin Michael Robinson*

10/12/2022

**CERTIFICATE OF SERVICE**

I certify that I caused a true and correct copy of the foregoing papers to be served upon counsel of record by electronic court filing and on Kaitlyn Piazza, Joshua Piazza and Darin Piazza by US mail on this 12<sup>TH</sup> Day of October, 2022.

Respectfully Submitted

**JAMES W. MURRAY, P.L.C.**

By: /s/ James W. Murray

**JAMES W. MURRAY (P48047)**

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*Attorney for Defendant Austin Michael Robinson*

10/12/2022

**Exhibit A**

**Consent Order of Judgment**

Wayne County Register of Deeds

2022305122

L: 57896 P: 265

10/11/2022 09:37 AM JDG Total Pages: 3



STATE OF MICHIGAN  
IN THE THIRD CIRCUIT COURT FOR THE COUNTY OF WAYNE  
CIVIL DIVISION

AUSTIN MICHAEL ROBINSON as the  
The Personal Representative of the Estate of  
KRISTINA COLANGELO (Deceased),

Plaintiff,

v.

MICHAEL J. PIAZZA (Deceased) f/ka ESTATE OF  
MICHAEL J. PIAZZA,  
FCA US LLC, a Delaware Limited Liability Company,

Defendants.

CASE NO. 21-006519-NO  
HON. SHEILA ANN GIBSON

JAMES W. MURRAY, P.L.C.  
JAMES W. MURRAY (P48047)  
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**CONSENT ORDER OF JUDGMENT IN FAVOR OF PLAINTIFF AUSTIN MICHAEL  
ROBINSON AGAINST DEFENDANT MICHAEL J. PIAZZA f/k/a ESTATE OF  
MICHAEL J. PIAZZA**



STATE OF MICHIGAN  
WAYNE COUNTY CIRCUIT COURT  
AUSTIN MICHAEL ROBINSON vs MICHAEL J. PIAZZA  
CASE NO.: 21-006519-NO  
CONSENT ORDER OF JUDGMENT

AT A SESSION OF COURT HELD ON: 9/29/2022  
HON. SHEILA ANN GIBSON  
PRESIDING

The matter is pending before the Court on Plaintiff's Complaint for Wrongful Death et al., brought by Plaintiff AUSTIN MICHAEL ROBINSON as the duly appointed Personal Representative of the ESTATE OF KRISTINA COLANGELO (deceased) represented by JAMES W. MURRAY (P48047) against DEFENDANT MICHAEL J. PIAZZA f/k/a ESTATE OF MICHAEL J. PIAZZA (deceased) through its duly appointed Personal Representative DARREN M. FINDLING (P51350) represented by ANDREW M. BLACK (P64606) who stipulate to entry of CONSENT ORDER OF JUDGMENT as follows:

The Court finds by stipulation that MICHAEL J. PIAZZA intentionally and deliberately caused the wrongful death of KRISTINA COLANGELO without legal justification on May 18, 2021 in the State of Michigan, Township of Brownstown, County of Wayne. This Court finds that jurisdiction and venue are proper in the Wayne County Circuit Court. This Court awards a civil damage award in favor of Plaintiff, AUSTIN MICHAEL ROBINSON, as Personal Representative of the ESTATE OF KRISTINA COLANGELO against Defendant MICHAEL J. PIAZZA f/k/a ESTATE OF MICHAEL J. PIAZZA in the principal damages of \$6,000,000.00 for wrongful death (Six-Million-United-States-Dollars) together with costs of \$175.00 Filing fee; \$160.00 Service fee; \$20.00 Motion fee; \$700.00 Guardian ad litem fee; \$35.14 Wayne County Register of Deeds Recording fees; \$40.00 Currier fees for a TOTAL JUDGMENT AMOUNT OF \$6,001,130.14 with statutory judgment interest accruing from the date of filing the complaint.

MCR 2.602 (A)(3) This Order resolves the last pending claim between the parties and closes the case.

IT IS SO ORDERED.

/s/ Sheila A. Gibson  
HON. SHEILA ANN GIBSON  
CIRCUIT COURT JUDGE

No. A 124182

E-314 BK.

21-006519-NO

CERTIFIED COPY — "LAW"

STATE OF MICHIGAN, } ss.  
County of Wayne

I, CATHY M. GARRETT, Clerk of Wayne County, and Clerk of the Circuit Court for the County of Wayne, do hereby certify, that the above and the foregoing is a true and correct copy of

Consent Order of Judgment in favor of Plaintiff Austin  
Michael Robinson Against Defendant Michael J. Piazza f/k/a  
Estate of Michael J. Piazza

entered in the above entitled cause by said Court, as appears of record in my office. That I have compared the same with the original, and it is a true transcript therefrom, and of the whole thereof.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court and County, at Detroit, this day of OCT 17 2022 A.D. 20

CATHY M. GARRETT, Clerk

Fee, \$ 12 Wendene Covington, Deputy Clerk

